

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte LEONEL YANEZ MARTINEZ,
VICTOR OSORNIO OSORNIO
and RAUL RODRIGUEZ CAMACHO



Application No. 10/613,433

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on November 29, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

On July 21, 2006, appellants filed a Status of Petition requesting the status of their petition to withdraw the finality of the restriction requirement filed on December 18, 2005. A review of the electronic record reveals that

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the examiner has not responded to appellants' Status of Petition filed on July 21, 2006.

Accordingly, it is

ORDERED that the application is returned to the examiner to

- 1) Respond accordingly to appellants' Status of Petition filed on July 21, 2006,
- 2) and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:


PATRICK J. NOLAN
Deputy Chief Appeal Administrator
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PJN:clj

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